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ATTORNEYS AT LAW

Fax

Date: October 29, 2003

To: Examiner Fiona Powers Fax #: 703-872-9306 Confirm#: 703-872-9305 (service center)

Client Matter#: 23298-7101

From: Theresa C. Kavanaugh, Ph.D. Sender's Number: 617.832.1748

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Message

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Re: U.S. Patent Application Serial No. 10/089,739
Filed: October 6, 2000
Inventor: William H. Miller et al.
Title: Fab I Inhibitors
Our Ref: IPT-071.01 (23298-7101)

OCT 29 2003

Examiner Powers:

We attach a duplicate Executed Revocation and New Power of Attorney (2 pages), Copy of Recorded Assignment (2 pages), Change of Address and Change of Docket Number (1 page), filed May 29, 2003 and return a Postcard stamped received on June 2, 2003 by the U.S. Patent and Trademark Office.

Theresa C. Kavanaugh
Registration No. 50,356

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Received from <617.832.7000> at 10/29/03 2:06:11 PM [Eastern Standard Time]

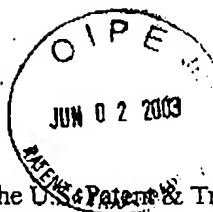
Patent Application No.: 10/089,739

Atty. Docket No.: IPT-071.01

Filed: October 6, 2000

Applicant(s): William H. Miller et al.

Title: Fab I Inhibitors



The following was/were received in the U.S. Patent & Trademark Office Mail Room on the date stamped hereon:

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May-28-2003 08:48am From-

T-708 P.006/008 F-320

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

William H. Miller et al.

Examiner: Not yet known

Application No: 10/089,739

Art Unit: Not yet known

Filed: October 6, 2000

Attorney Docket No. IPT-071.01

For: Fab I Inhibitors

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 29, 2003


Kerry Richard**REVOCATION AND NEW POWER OF ATTORNEY**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Affinium Pharmaceuticals, Inc., the Assignee of the entire right, title and interest in the above-captioned application by virtue of assignment, hereby revokes all previous powers of attorney in the above-captioned application and appoints the following attorneys to prosecute the application and transact all business in the U.S. Patent and Trademark Office connected therewith:

Beth E. Arnold, Reg. No. 35,430
Elias C. Behrakis, Reg. No. 47,416
Isabelle M. Clauss, Reg. No. 47,326
Stephen B. Deutsch, Reg. No. 46,663
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Philip C. Swain, Reg. No. 32,376
Kingsley L. Taft, Reg. No. 43,946
John L. Welch, Reg. No. 28,129
Jennifer A. Zarutskie, Reg. No. 50,558

20/544004.1

May-28-2003 02:48pm From-

T-706 P.007/009 F-320

The Patent Group, Foley Hoag, LLP, 155 Seaport Blvd., Boston, MA 02210-2600.
Customer ID No. 25181

Affinium Pharmaceuticals, Inc. certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from the former assignee, SmithKline Beecham Corporation d/b/a GlaxoSmithKline, which assignment was recorded in the U.S. Patent and Trademark Office at Reel 013433, Frame 0751, of which a copy is attached herewith. The listed inventors of this application assigned their entire right, title and interest in such patent application to SmithKline Beecham Corporation, which assignment was recorded in the U.S. Patent and Trademark Office at Reel 013027, Frame 0362 on April 3, 2002.

The undersigned submits that the evidentiary documents of assignment to the Assignee have been reviewed and certifies that, to the best of the undersigned belief, title is in the Assignee seeking this action.

The undersigned is empowered to sign this Revocation and New Power of Attorney on behalf of the Assignee.

Respectfully Submitted,

By: 

Date: May 28, 2003

Print Name: Owen Roberts

Title: Director

OPR/ASSIGNMENTS

2/21/03 12:25 PAGE 2/3 RightFAX

1PT-07101



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FEBRUARY 21, 2003

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FOLEY HOAG LLP
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155 SEAPORT BLVD.
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BOSTON, MA 02210

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RECORDATION DATE: 02/19/2003

REEL/FRAME: 013433/0751
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

SMITHKLINE BEECHAM CORPORATION

DOC DATE: 12/18/2002

ASSIGNEE:

AFFINIUM PHARMACEUTICALS, INC.
100 UNIVERSITY AVENUE, 10TH FLOOR,
SOUTH TOWER
TORONTO, ONTARIO, CANADA M5J 1V6

SERIAL NUMBER: 10089739
PATENT NUMBER:

FILING DATE:
ISSUE DATE:

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PAGE 02/05

02/19/2003
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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.			
1. Name of conveying party(ies): SmithKline Beecham Corporation d/b/a GlaxoSmithKline		2. Name and address of receiving party(ies): Name: <u>Affinium Pharmaceuticals Inc.</u> Internal Address: _____	
Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
4. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____		3. Street Address: <u>100 University Avenue, 10th Floor, South Tower</u> City: <u>Toronto</u> Province: <u>Ontario</u> Country: <u>CANADA</u> Zip: <u>M5J 1V6</u>	
Execution Date: <u>December 18, 2002</u>		Additional patent(s) & addresses attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
5. Application number(s) or patent number(s): If this document is being filed together with a new application, the filing date of the application is: _____			
A. Patent Application No.(s) <u>10/089,739</u>		B. Patent No.(s): _____	
Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
6. Name and address of party to whom correspondence concerning document should be mailed: Name: <u>Patent Group</u> Internal Address: <u>Foley Hoag LLP</u> Street Address: <u>155 Seaport Boulevard</u> City: <u>Boston</u> State: <u>MA</u> ZIP: <u>02210</u>		7. Total number of applications and patents involved (1) _____	
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Name of Person Signing and Reg. No.		Signature Date	
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